

IN THE UNITED STATES ARMY
FIRST JUDICIAL CIRCUIT

UNITED STATES)

v.)

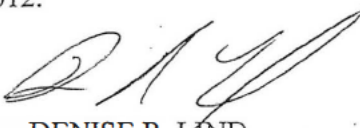
MANNING, Bradley E., PFC)
U.S. Army, (b) (6))
HHC, U.S. Army Garrison)
Joint Base Myer-Henderson Hall)
Fort Myer, Virginia 22211)

SEAL ORDER
Ex Parte Filing

DATED: 23 Feb 12

1. Appellate Exhibit 1 X contains information classified that was filed by the defense *ex parte* in support of its Motion to Compel Discovery. These records will be sealed in the record of trial in accordance with RCM 1103A.
2. Trial counsel shall ensure that the sealed exhibits are properly marked, including an annotation on each, that the material was sealed by order of the military judge prior to insertion into the original record of trial.
3. Sealed exhibits will not be opened or examined except for the following:
 - a. Prior to authentication of the record by the military judge, sealed materials may be examined upon order from the military judge based on good cause.
 - b. After authentication and prior to disposition of the record of trial pursuant to RCM 1111, sealed materials may be examined upon order issued from the military judge upon a showing of good cause at a post-trial Article 39(a) session directed by the Convening Authority.
 - c. Reviewing and appellate authorities may examine sealed matters when those authorities determine that such action is reasonably necessary to a proper fulfillment of their responsibilities under the Uniform Code of Military Justice, the Manual for Courts-Martial, governing directives, instructions, regulations, and applicable rules of professional responsibility.
4. No person authorized to examine sealed exhibits shall photocopy, photograph, duplicate, or disclose the contents of the sealed exhibit in the absence from an order by a military judge, the Judge Advocate General or designee, or an appellate court or other court of competent jurisdiction.

ORDERED, this the 23rd day of February 2012.


DENISE R. LIND
COL, JA
Chief Judge, 1st Judicial Circuit